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Atty. Dkt. No. 034536-0175

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Annie FONG et al.  
Title: METHOD OF DETERMINING AN EFFICACIOUS DOSE OF A DRUG  
Appl. No.: 09/186,475  
Filing Date: November 4, 1998  
Examiner: Karen A. Canella  
Art Unit: 1642

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated May 18, 2004, finally rejecting Claims 1-3, 6, 8-11, 16, 18, 23, 28 and 31.

[ X ] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[ X ] Notice of Appeal Fee

[ X ] To be paid as detailed below

11/19/2004 EABUBAK1 00000012 09186475

01 FC:1401	340.00 0P
02 FC:1253	980.00 0P

The required fees are calculated below:

<input checked="" type="checkbox"/>		Notice of Appeal Fee	\$340.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:		\$980.00
<input type="checkbox"/>	Extension:		\$0.00
	FEE TOTAL:		\$1320.00
	TOTAL FEE:		\$1320.00

☐ Please charge Deposit Account No. 19-0741 in the amount of \$1,320.00. A duplicate copy of this transmittal is enclosed.

☒ A check in the amount of \$1,320.00 is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date November 18, 2004

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By



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 Attorney for Applicant  
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